

SENATE BILL 1962
By Crowe

AN ACT to amend Tennessee Code Annotated, Title 63,
Chapter 3, relative to therapeutic footwear and
other medical devices for the foot and ankle.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 63, Chapter 3, is amended by adding
the following language as a new section:

63-3-__.

(a) The board shall adopt rules regarding therapeutic footwear and other medical
devices used to treat problems of the foot and ankle.

(b) The rules shall delineate the acts relative to such therapeutic footwear and
medical devices for the foot and ankle which may be performed only by health care
professionals licensed under title 63, chapters 3, 6, 7, 9, 13 or 19, including but not
limited to the prescribing of such therapeutic footwear and medical devices for the foot
and ankle.

(c) The rules shall delineate the acts relative to such therapeutic footwear and
medical devices for the foot and ankle which may be performed by properly trained
orthotists and pedorthists. The board shall utilize the standards of the American Board
for Certification in Orthotics and Prosthetics, the Board for Certification in Pedorthics,
and other appropriate national organizations to determine the education and training
necessary to enable orthotists and pedorthists to provide proper services with respect to
therapeutic footwear and other medical devices for the foot and ankle. In promulgating
these rules, the board shall consult with the professional organization of orthotists and
pedorthists in Tennessee.

(d) The rules shall delineate the acts relative to such therapeutic footwear and medical devices for the foot and ankle which do not require specialized knowledge or expertise and may be performed by unlicensed persons who are not trained as orthotists or pedorthists.

(e) The rules adopted pursuant to this section shall not limit or restrict a health care practitioner licensed under title 63 from engaging in the full scope of practice of such person's profession.

SECTION 2. The board shall have the authority to seek injunctive relief in an appropriate court to prevent violations of these rules.

SECTION 3. The commissioner is authorized to promulgate rules and regulations to effectuate the purposes of this act. All such rules and regulations shall be promulgated in accordance with the provisions of Tennessee Code Annotated, title 4, chapter 5.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.